FILED CLERK, U.S. DISTRICT COURT

Filed 10/06/2004

2004 OCT -6 P # 20 :

DISTRICT OF UTAH BY: DEPUTY CLERK

MORRISON & FOERSTER LLP Michael A. Jacobs, pro hac vice Matthew I. Kreeger, pro hac vice 425 Market Street San Francisco, CA 94105-2482 Telephone: (415) 268-7000 Facsimile: (415) 268-7522

Paul Goldstein, pro hac vice 559 Nathan Abbot Way Stanford, CA 94305 Telephone: (650) 723-0313

ANDERSON & KARRENBERG Thomas R. Karrenberg, #3726 John P. Mullen, #4097 Heather M. Sneddon, #9520 700 Bank One Tower 50 West Broadway Salt Lake City, UT 84101 Telephone: (801) 534-1700 Facsimile: (801) 364-7697

Attorneys for Defendant Novell, Inc.

IN THE UNITED STATES DISTRICT COURT DISTRICT OF UTAH, CENTRAL DIVISION

THE SCO GROUP, INC., a Delaware corporation,

Plaintiff.

VS.

NOVELL, INC., a Delaware corporation,

Defendant.

STIPULATION

Case No. 2:04CV00139

Judge Dale A. Kimball

Defendant Novell, Inc., by and through its counsel, and Plaintiff The SCO Group, Inc., by and through its counsel, hereby stipulate that Novell may have up to and including November 8, 2004, in which to file a reply memorandum in support of its second Motion to Dismiss.

DATED: October <u>6</u>, 2004.

ANDERSON & KARRENBERG

Thomas R. Karrenberg

John P. Mullen Heather M. Sneddon

Attorneys for Defendant Novell, Inc.

DATED: October 6, 2004.

HATCH, JAMES & DODGE

Brekt O. Hatch

Mark F. James Mark R. Clements

Attorneys for Plaintiff The SCO Group, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this \mathscr{L} day of October, 2004, I caused a true and correct copy of the foregoing STIPULATION to be served via first class mail, postage prepaid, to the following:

> Brent O. Hatch Mark F. James Mark R. Clements HATCH JAMES & DODGE, P.C. 10 West Broadway, Suite 400 Salt Lake City, Utah 84101

Kevin P. McBride 1299 Ocean Avenue, Suite 900 Santa Monica, California 90401

Stephen N. Zack Mark J. Heise BOIES, SCHILLER & FLEXNER LLP 100 Southeast Second Street, Suite 2800 Miami, Florida 33131

Robert Silver BOIES, SCHILLER & FLEXNER LLP 333 Main Street Armonk, New York 10504

Michelle Hazuto